



STATE PROCUREMENT OFFICE  
EMERGENCY PROCUREMENT

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STATE PROCUREMENT OFFICE  
STATE OF HAWAII

TO: Chief Procurement Officer  
FROM: TRANSPORTATION / HIGHWAYS/HWY-K  
*Name of Requesting Department*

Pursuant to HRS § 103D-307 and HAR chapter 3-122, Subchapter 10, the Department requests approval for the following:

1. Date or period of Emergency: 12-20-12 thru 5-31-13 (approx) 2. After-the-Fact: ☒ Yes ☐ No

3. Describe in detail the emergency situation that created a threat to life, public health, welfare or safety.  
On December 20, 2012 thru now loose rocks from the steep hillside east of Kalihiwai Bridge have fallen onto the roadway of the Lihue-bound portion of Kuhio Highway causing an immediate threat to the safety and welfare of the travelling public. This section of Kuhio highway is the only access to and from the North end of the Island of Kauai, so the road could not be closed for long periods of time. After removal and scaling of the very high risk rocks, rocks continued to fall down. Due to the frequency of and the amount of boulders falling on the highway, the DOT is installing a temporary fence until the permanent repair project starts. (The permanent repair project is planned to advertise this summer with construction to start in January of 2014.)

4. Vendor/Contractor/Service Provider Name:  
Bow Construction Management Services, ~~AIS Construction Company~~, *Earthworks Pacific, Inc.* *KOGA Engineering & Construction*  
5. Amount of Request:  
\$ ~~250,000.00~~  
\$ *365,000.00* *KJ*

6. Describe in detail the emergency goods, services, or construction and explain why it is necessary.  
From December 2012, the Highway Maintenance crews have been performing emergency clean up of rocks and other debris on the east bound lanes. The debris poses a hazardous condition to the travelling public. DOT hired Geotechnical Engineers to evaluate the situation each time there was a large amount of rocks that fell. Based on the inspection, it was recommended to immediately scale the mountainside for rocks for the safety of the travelling public. Due to the continual amounts of rocks that fall in the roadway in this area, a temporary rockfall protection fence is being designed and will be installed as soon as the design is complete.

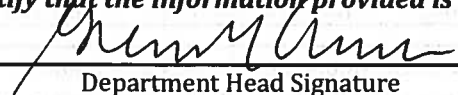
7. State the reason(s) the vendor/contractor/service provider was selected. Explain what competition, as is practicable, was conducted.  
The Construction Manager (Bow Construction Management Services) performed the inspection of the project and the Contractors (AIS and Earthworks) were both selected based on their ability to perform the work and also because they are all working near the area doing similar work. Because of the proximity of their work, they have been able to respond immediately to assist with removal of rocks. There was insufficient time to solicit bids from competing firms and availability of materials is also a major concern. Chosen contractors had equipment and materials on-hand and could perform the work at a moments notice.

8. Identify the primary responsible staff person(s) conducting and managing this procurement. (Appropriate delegated procurement authority and completion of mandatory training required.)

\*Point of contact (Place asterisk after name of person to contact for additional information.)

<u>Name</u>	<u>Division/Agency</u>	<u>Phone Number</u>	<u>E-mail Address</u>
Raymond J. McCormick, P.E.	Highways/DOT	808-241-3006	ymond.j.mccormick@hawaii.g
Glenn M. Okimoto, Ph.D.	Director/DOT	808-587-2150	glenn.okimoto@hawaii.gov

**All requirements/approvals and internal controls for this expenditure is the responsibility of the department.  
I certify that the information provided is to the best of my knowledge, true and correct.**

  
Department Head Signature

**FEB 14 2013**

Date

**For Chief Procurement Officer Use Only**

Chief Procurement Officer (CPO) Comments:

Approval is granted based on the department's determination that the continuously falling rocks were creating an immediate threat to the safety of the travelling public. HRS section 103D-310(c) and HAR section 3-122-112, (i.e. vendor is required to be compliant on the Hawaii Compliance Express) and award is required to be posted on the Awards Reporting System. When processing payment to vendor the department shall attach a current compliant HCE certificate with the invoice for payment. If there are any questions, please contact Wendy Ebisui at 586-0563, or wendy.mo.ebisui@hawaii.gov.

☒ Approved

☐ Disapproved

☐ No Action Required

  
Chief Procurement Officer Signature

3/4/2013  
Date